

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
NEW ALBANY DIVISION

IN RE:

BRENDA C. MILLER  
DEBTOR

} CASE NO. 17-90830-BHL-13  
}

**MOTION TO MODIFY DEBTOR'S CHAPTER 13 PLAN  
AND NOTICE OF OBJECTION DEADLINE**

Comes now the above-captioned Debtor by Counsel, and files his Motion to Modify Debtors' Chapter 13 Plan. In support of this Motion, Counsel for the Debtor states as follows:

1. The Debtor was approved for a trial period plan agreement with Ditech Financial LLC during December, 2017 which required trial period payments of \$697.24 commencing January 1, 2018.
2. The Debtor has been approved for final modification with Ditech Financial, LLC which requires modified payments of \$652.46 per month to commence on May 1, 2018. The final loan modification will cure the existing arrearages.
3. The Debtor proposes to allow an additional claim held by Lloyd E. Koehler in the amount of \$1,850.00 attorney fee for the loan modification and an auditing fee of \$50.00 per month commencing during the month following the Court's approval of a final modification which will continue until the captioned case is discharged or until the debtor should surrender her residence. Counsel for the Debtor will file a separate application for supplemental compensation. Counsel for the Debtor's additional attorney fees shall be paid after an Order has been granted for supplemental compensation.

WHEREFORE, the Debtor, by Counsel, requests the Court to modify her plan as stated above. The Debtor's plan payments will increase from \$863.00 per month to \$878.00 per month commencing in May, 2018 for the remaining 49 months of the 60 month plan.

Dated this 10<sup>th</sup> day of May, 2018.

KOEHLER LAW OFFICE

By: /s/ Lloyd E. Koehler

Lloyd E. Koehler  
Attorney No. 15669-98  
400 Pearl St., Suite 200  
New Albany, Indiana 47150  
Telephone: (812)949-2211  
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E-mail: [lloydkoehler@hotmail.com](mailto:lloydkoehler@hotmail.com)

/s/ Brenda C. Miller  
Brenda C. Miller

**NOTICE IS GIVEN THAT** any Objection must be filed with the Bankruptcy Clerk within **21 days** from the date of service [or such other time period as may be permitted by Fed.R.Bankr.P.9006(f)]. Those not required or not permitted to file electronically must deliver any objection by U.S. mail, courier, overnight/express mail, or in person at:

U.S. Bankruptcy Court  
110 U.S. Courthouse  
121 W. Spring Street  
New Albany, Indiana 47150

The objecting party must ensure delivery of the objection to the party filing the motion, (the Trustee – if not the movant or the objector) (and the Debtor – if not the movant or the objector). **If an objection is NOT timely filed, the requested relief may be granted.**

#### **CERTIFICATE OF SERVICE**

The undersigned certifies that on the 10<sup>th</sup> day of May, 2018 a copy of the foregoing was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System:

Joseph M. Black, Jr., Chapter 13 Trustee: [jmbecf@trustee13.com](mailto:jmbecf@trustee13.com)  
U.S. Trustee: [ustpregion10.in.ecf@usdoj.gov](mailto:ustpregion10.in.ecf@usdoj.gov)

I further certify that a true copy of the foregoing Motion to Modify was sent via U.S. Mail this 10<sup>th</sup> day of May, 2018 to all parties attached hereto:

/s/ Lloyd E. Koehler  
Lloyd E. Koehler

Label Matrix for local noticing

0756-4

Case 17-90830-BHL-13

Southern District of Indiana

New Albany

Thu May 10 09:38:49 EDT 2018

Cavalry SPV I, LLC

500 Summit Lake Drive, Ste 400

Valhalla, NY 10595-1340

Asset Acceptance, LLC

28405 Van Dyke

P. O. Box 2036

Warren, MI 48090-2036

Blatt Hasenmiller Leibscher &amp; Moore LLC

8910 Purdue Rd. Suite 320

Indianapolis, IN 46268-1197

Centra Fcu

3801 Tupelo Drive

Columbus, IN 47201-7293

Charlie Gordon

Attorney at Law

PO Box 20067

Louisville, KY 40250-0067

(c)DITECH

332 MINNESOTA ST STE E610

SAINT PAUL MN 55101-1311

Ditech Financial LLC fka Green Tree Servicing

P.O. Box 6154

Rapid City, South Dakota 57709-6154

Doyle &amp; Foutty, PC

41 E. Washington St. #400

Indianapolis, IN 46204-3517

(p)JEFFERSON CAPITAL SYSTEMS LLC

PO BOX 7999

SAINT CLOUD MN 56302-7999

Koehler Law Office

400 Pearl St., Ste 200

New Albany, IN 47150-3451

Lloyd &amp; McDaniel, PLC

11405 Park Rd. #200

PO Box 436709

Louisville, KY 40253-6709

MIDLAND FUNDING LLC

PO Box 2011

Warren, MI 48090-2011

Midland Credit Management, Inc. as agent for

Asset Acceptance LLC

Po Box 2036

Warren MI 48090-2036

Midland Fund

2365 Northside Dr Ste 30

San Diego, CA 92108-2709

(p)PORTFOLIO RECOVERY ASSOCIATES LLC

PO BOX 41067

NORFOLK VA 23541-1067

U.S. Trustee

Office of U.S. Trustee

101 W. Ohio St., Ste. 1000

Indianapolis, IN 46204-1982

Brenda C. Miller

5670 W State Road 250

Paris Crossing, IN 47270

Elizabeth F. McCausland

426 North Ferncreek Avenue

Orlando, FL 32803-5442

Joseph M. Black Jr.

Office of Joseph M. Black, Jr.

PO Box 846

Seymour, IN 47274-0846

Lloyd Koehler

400 Pearl St. Ste 200

New Albany, IN 47150-3451

Lloyd E. Koehler

400 Pearl Street Ste 200

New Albany, IN 47150-3451

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Jeffcapsys

16 Mcleland Rd

Saint Cloud, MN 56303

Portfolio Rc

120 Corporate Blvd Ste 1

Norfolk, VA 23502

(d)Portfolio Recovery Associates, LLC

POB 12914

Norfolk VA 23541

Addresses marked (c) above for the following entity/entities were corrected  
as required by the USPS Locatable Address Conversion System (LACS).

Ditech  
332 Minnesota St Ste 610  
Saint Paul, MN 55101

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Ditech Financial LLC	End of Label Matrix
	17
	Mailable recipients
	Bypassed recipients 1
	Total 18